

EXHIBIT B

Subj: Activity in Case 1:05-cv-08453-RJS-JCF Abdell et al v. The City of New York et al Endorsed Letter
Date: 12/4/2007 4:42:20 PM Eastern Standard Time
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U.S. District Court

United States District Court for the Southern District of New York

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Case Name: Abdell et al v. The City of New York et al

Case Number: 1:05-cv-8453

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Docket Text:

ENDORSED LETTER addressed to Judge Richard J. Sullivan from Jeffrey A. Dougherty dated 12/3/07 re: Counsel requests that the Court enter a consolidated briefing schedule. ENDORSEMENT: The parties request is granted. Counsel are directed to submit a joint status letter by 1/14/08, or upon resolution of the outstanding motions by Magistrate Judge James C. Francis, IV, whichever is earlier, to apprise the Court of the status/developments in these matters. (Status Report due by 1/14/2008.) (Signed by Judge Richard J. Sullivan on 12/4/07) (db)

1:05-cv-8453 Notice has been electronically mailed to:

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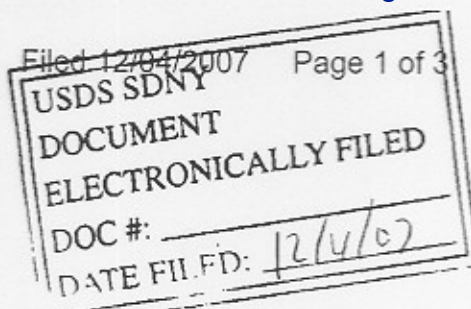
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[STAMP dcecfStamp_ID=1008691343 [Date=12/4/2007] [FileNumber=4057145-0
] [67d221f4367eb7251fa37b95c5860c6c1f614909a79b25ac24a2cf68c7ffc2f4c57
061618ea6d30bc942bc75c71b8625abe0127f987dd4b3c3d3b28e05f0dac1]]

Case 1:05-cv-09484-RJS-JCF Document 67



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BY FACSIMILE (212-805-7946)¹

December 3, 2007

The Honorable Richard J. Sullivan
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 615
New York, New York 10007

Re: Adams v. City of New York, 05-cv-9484 (RJS) (JCF)
Abdell v. City of New York, 05-cv-8453 (RJS) (JCF)
Phillips v. City of New York, 05-CV-7624 (RJS) (JCF)
Sikelianos v. City of New York, 05-CV-7673 (RJS) (JCF)
Tikkun v. City of New York, 05-CV-9901 (RJS) (JCF)

Dear Judge Sullivan:

Defendants write regarding the above captioned matters, which are RNC cases that are consolidated before Your Honor and Magistrate James C. Francis IV. Plaintiffs' counsel join in this request.

Plaintiffs in Adams, Phillips, Sikelianos, and Tikkun have appealed the dismissal of their emotional distress claims by filing Rule 72 objections. Defendants have not yet filed their opposition to these objections. In the interest of judicial economy, all parties agree that a consolidated briefing schedule is the most efficient way to proceed. Additionally, there are pending motions to dismiss emotional distress claims before Magistrate Francis in Adams and Abdell. Once Magistrate Francis decides these motions, the parties will submit a joint briefing schedule in the captioned actions. Accordingly, we request that the briefing schedules in Adams, Phillips, Sikelianos, and Tikkun be stayed until a decision by Magistrate Francis on the pending motions in Adams and Abdell is issued.² Thereafter, the parties will contact Your Honor and

¹ Defendants submit this facsimile with permission of Your Honor's clerk, Gretchen.

² A summary of the current scheduling issues for the captioned actions is attached as Ex. A.